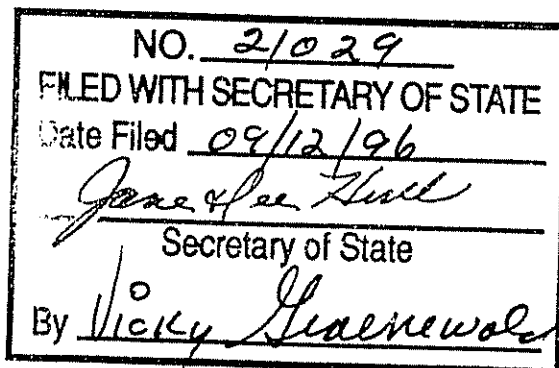


AG Contract No. KR96-1869-TRN  
ADOT ECS File No. JPA 96-121  
Project: Flagstaff Metropolitan  
Planning Organization

INTERGOVERNMENTAL AGREEMENT  
AMONG  
THE CITY OF FLAGSTAFF  
AND  
COCONINO COUNTY  
AND  
THE STATE OF ARIZONA

PURPOSE

The purpose of this Intergovernmental Agreement (IGA) is to provide the Flagstaff Metropolitan Planning Organization (FMPO) a framework and guidelines to ensure a continuing, cooperative, and comprehensive ("3C") transportation planning process that results in plans and programs that consider all transportation modes and supports metropolitan community development and social goals. This IGA is required pursuant to 23 Code of Federal Regulations (CFR) Section 450.310 and entered into 12 September, 1996 pursuant to Arizona Revised Statutes, Sections 11-951 through 11-954, as amended. Specifically, the City of Flagstaff is empowered by A.R.S. Section 48-572 to enter into this IGA; Coconino County by Section 11-251. The Director of the Arizona Department of Transportation (ADOT) may sign this IGA through authority of A.R.S. 28-108. This IGA provides the framework and guidelines for preparing plans and programs that lead to the development and operation of an integrated, intermodal transportation system to facilitate efficient, economic movement of people and goods.



### SCOPE

This IGA is designed to address the designation of FMPO, by agreement among the Governor and units of general purpose local governments representing 75 percent of the affected metropolitan population, with the authority to carry out metropolitan transportation planning. The FMPO Executive Board will serve as the policy body for cooperative decisionmaking that will be taking the required approval actions as the FMPO.

The initial FMPO planning area bounds an approximate 525 square miles including the U.S. Census-designated Flagstaff Urbanized Area and the contiguous geographic area from Bellemont on the west to Winona on the east, and from Kachina Village and Mountainaire on the south to the north of the San Francisco Peaks (map attached). The planning area boundary may be changed through agreement of the FMPO and the Governor to continually foster an effective planning process that ensures connectivity between modes, reduces access disadvantages experienced by modal systems, and promotes efficient overall transportation investment strategies.

### RESPONSIBILITIES AND AUTHORITIES

FMPO responsibilities include: (1) determining the metropolitan planning area boundary subject to approval of the Governor; (2) carrying out the transportation planning process, including corridor and subarea studies, in cooperation with the State and transit operators; (3) developing the metropolitan transportation plan and transportation improvement program (TIP), coordinated with other providers of transportation such as regional airports, rail and truck companies, and the unified planning work program (UPWP) in cooperation with the State and transit operators; (4) approving the metropolitan transportation plan, updates, the TIP and amendments; and (5) assisting development of a cooperative process to initiate and perform each major investment study involving the State, transit operators, environmental, resource and permit agencies, and appropriate Federal agencies.

Were the FMPO to become an air quality nonattainment or maintenance area, the MPO shall coordinate development of the transportation plan with the State Implementation Plan development process, including formulation of transportation control measures.

The City of Flagstaff, an Arizona municipal corporation with offices at 211 West Aspen Avenue, Flagstaff, Arizona 86001, was incorporated in 1894. A.R.S. Section 48-572 empowers the City to accept grants or aid and enter into contracts for transportation improvements. Respectively, the City Council of the City of Flagstaff by Resolutions No. 2070 dated May 21, 1996 and No. 2104 dated August 19, 1996 (attached) authorizes the establishment and participation in the FMPO as provided for in provisions of 23 United States Code (USC) 134 and 49 USC 5303, and the FMPO the right to contract and to enter into intergovernmental agreements to act as its agent for contracting FMPO-related transportation services, projects, and products.

Coconino County, formed in 1891, is a body politic and corporate set forth in A.R.S. Sections 11-105 and 11-201 with offices at 219 East Cherry Street, Flagstaff, Arizona 86001. The County is empowered by A.R.S. Section 11-251 to conduct orderly business, including entrance into agreements for transportation improvements. Respectively, the Coconino County Board of Supervisors supported Resolutions No. 96-32 dated May 20, 1996 and No. 96-59 dated August 19, 1996 (attached) authorizing the establishment and participation in the FMPO to the extent required by federal and state law, and the FMPO the right to contract and to enter into intergovernmental agreements to act as its agent for contracting FMPO-related transportation services, projects, and products.

The operator of Flagstaff Area's publicly owned transit service, currently Coconino County, will cooperate with FMPO in developing the metropolitan transportation plan, TIP, UPWP, and major investment studies. A.R.S. Section 40-1152 authorizes any county or incorporated city or town to provide public transportation services directly or by contract with a private party, motor carrier or public service corporation, within or without the corporate limits and may expend public funds for such purpose. This IGA allows a change to the Flagstaff Area public transit provider without a change to this IGA.

The State of Arizona is signatory to this IGA by signatures of the Governor and his designee, the Director of ADOT. The latter has control over state highways and all other state owned transportation systems (A.R.S. Section 28-104). This includes the responsibility of multi-modal state transportation planning, cooperation with local governments, coordination of transportation planning with local governments, investigation of new transportation systems, and advising local governments concerning the development and operation of public transit systems (A.R.S. Section 28-104). The ADOT Director also enters into agreements on behalf of the state with political subdivisions for the improvement, maintenance and construction of mass transit systems, and provides rules for the application for and expenditure of all mass transit funds (A.R.S. Section 28-108).

Consistent with federal and state law, ADOT participates in metropolitan planning organizations to support and monitor the conduct of "3C" processes for compliance with Statewide Metropolitan Planning, Final Rule, October 28, 1993, and Management and Monitoring Systems: Interim Final Rule, December 1, 1993.

Specifically, ADOT will assist the FMPO in developing the metropolitan transportation plan, TIP, UPWP, corridor studies, and cooperative processes for initiation and performance of major investment studies. The result of this transportation planning environment is assurance that transportation and related issues and implementation of projects are effectively identified and coordinated by and with local, state, and federal agencies, and the general public.

#### UNDERSTANDING/AGREEMENTS

In recognition and to facilitate the accomplishment of the foregoing, IT IS HEREBY AGREED THAT:

1. The FMPO is an association having only that separate legal status necessary under State and Federal Laws and Regulations to allow entering into contracts for planning assistance with the Federal Government and contracts for planning services with other State and local entities, concerns, and individuals and to hold real and personal property in its own name for pursuing the purposes of this IGA.
2. The City of Flagstaff, Coconino County, and ADOT, constituting the FMPO, will work through a coordinated "3C" effort to prepare, monitor, implement, and amend or update the FMPO metropolitan transportation plan, TIP, UPWP, and investment, corridor, or other studies in compliance with the CFR and A.R.S..
3. The parties hereto are empowered to study, plan, discuss and recommend policies and procedures for the solution of areawide transportation problems, and to enter into certain agreements and expend allocated funds for planning and construction in the exercise of such powers, however, the FMPO shall not have the power to obligate any of the parties hereto to appropriate, allocate, or expend any funds for purposes other than transportation planning, programming, project development, and related activities.
4. The FMPO shall be subject to and be governed by Bylaws that shall be adopted and by this reference made part of this IGA, and the execution of this IGA by each of the parties shall signify an approval and adoption of said Bylaws and constitute consent to be governed thereby.

5. Membership in the FMPO may be attained by any other adjacent City or Town upon the assumption of obligations by such new party of each and all of the terms and conditions of this Agreement.
6. The FMPO Executive Board shall maintain the policy forum for decisionmaking and, in compliance with its Bylaws, consider and act upon recommendations and other allowable actions of technical or advisory committees and sub-committees, special, ad-hoc, or task forces.
7. The City of Flagstaff Finance Division shall process the Federal and other public or private funds and maintain the FMPO budget as directed by the the FMPO, which will have the ultimate responsibility for all program costs, expenditures, and claim for reimbursement.

#### **EFFECTIVE DATE**

The IGA, and all Amendments, shall become effective on the date of filing with the Secretary of State.

#### **TERM**

This IGA shall remain in effect from the effective date of the IGA until such time it is terminated or superseded by a subsequent IGA. This IGA may be terminated by any party to it, providing written notice of intent to terminate is provided to all other parties to the IGA sixty (60) days prior to the effective date of withdrawal of that party from the IGA; PROVIDED, HOWEVER, that termination of this IGA for any reason and by any means shall not relieve any party from those liabilities or obligations already incurred hereunder.


#### **AMENDMENT**

This IGA may be amended at any time upon mutual written agreement of all parties. No agent, employee or other representative of any party to this IGA is empowered to alter any of the terms of the IGA, unless it is done in writing and signed by the Designated Officers of the respective parties, their Authorized representatives, or duly appointed successors.

ATTEST

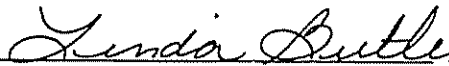
All terms of the IGA are hereby acknowledged and agreed, as certified by the signatures of the Designated Officers affixed hereto:

CITY OF FLAGSTAFF

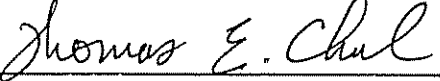
By   
CHRISTOPHER J. BAVASI  
Mayor

Date September 3, 1996

ATTEST:

  
City Clerk

COCONINO COUNTY


By   
THOMAS E. CHABIN  
Chairman, Board of Supervisors

Date 9/3/96

ATTEST:

  
Clerk of the Board

STATE OF ARIZONA

By   
FIFE SYMINGTON, III  
Governor

Date 9/4/96

ARIZONA DEPARTMENT OF  
TRANSPORTATION

By   
LARRY S. BONINE  
Director

Date 9/3/96

Attachments

# FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION

## BYLAWS

### I. OBJECTIVE

The objective of the Flagstaff Metropolitan Planning Organization (FMPO) is to carry out planning, coordination, and integration of activities necessary to maintain a comprehensive, cooperative, and continuing multi-agency transportation planning program; and further, as specified by the Executive Board of the FMPO, carry out other related specific tasks including implementation thereof. The underlying concept of the FMPO shall be "People Working Together With Vision."

The FMPO will promote public participation in the decisionmaking process through public meetings held pursuant to the Open Meeting Law of Arizona. The FMPO will exercise leadership and initiative in planning and assisting development of efficient, integrated transportation system facilities in the Flagstaff area.

### II. AREA

The approximate 525 square mile area covered by the FMPO includes Bellemont on the west, Kachina Village and Mountaineer on the south, Winona on the east, and San Francisco Peaks on the north. Owned and regulated lands include private holdings, City, County, State, Northern Arizona University, National Forest and Park, and the Arizona National Guard.

### III. ORGANIZATION

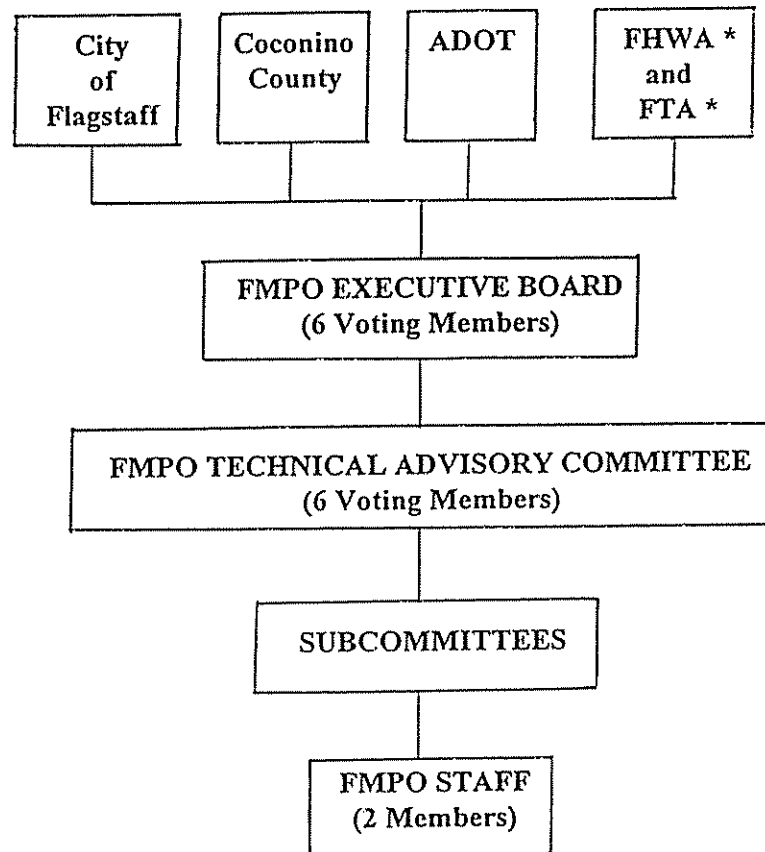
The FMPO is organized as shown in Figure 1. Jurisdictions that make up the FMPO include the City of Flagstaff, Coconino County, and the Arizona Department of Transportation (ADOT). Elected officials (except for ADOT's representative, who is appointed by the Governor of the State of Arizona) from each of those agencies constitute an Executive Board (EB); and technical staff make up a Technical Advisory Committee (TAC). In addition, there may be other special committees such as technical subcommittees and/or citizen task forces. Each group is defined below:

#### A. Executive Board

The FMPO Executive Board consists of five elected or appointed officials, three from the Flagstaff City Council and two from Coconino County Board of Supervisors; one member from the ADOT State Transportation Board (who is appointed to the State Transportation Board by the Governor of the State of Arizona); and one ex-officio non-voting representative each from the Federal Highway Administration (FHWA) and the Federal Transit Administration

Figure 1

**FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION (FMPO)**



\* Ex-Officio/Non-Voting



(FTA). It is the function of the EB to act as a policy body coordinating and directing transportation planning, implementation thereof (as authorized by the EB), and related activities within the overall regional comprehensive planning process.

**1. Membership**

(a) To be a voting member of the EB, that person must be a duly elected or appointed member of a governing body of a unit of local government located in the FMPO area, excepting the member of the Arizona State Transportation Board (who is appointed by the Governor of the State of Arizona). Each unit of local government and the State Transportation Board shall designate the person or persons among its duly elected or appointed governing body or, appointed to the State Transportation Board by the Governor, that shall serve as primary member(s) of the FMPO EB. At its discretion, each government entity may select an alternate who is a duly elected or appointed member of the governing body, or appointed to the State Transportation Board by the Governor, when the primary member(s) is not available. The alternate will have the same voting power and duties of the primary member(s).

(b) The number of eligible members on the EB shall be as follows:

<u>Jurisdiction</u>	<u>Number of Members</u>
City of Flagstaff	3
Coconino County	2
ADOT [State Transportation Board]	1
Total	6

(c) Any member who for any reason shall no longer be in the service of the voting entity shall have her/his position vacated automatically and another member shall be appointed by the appropriate voting entity.

(d) Representatives of the following entities are voting members of the FMPO: City of Flagstaff, Coconino County, and the Arizona Department of Transportation.

In addition, one ex-officio non-voting representative each from FHWA and FTA may participate on transportation issues, subjects of concern and interest to their geographic area, or due to noted/recognized expertise. Each ex-officio non-voting member must be approved by her/his respective agency.

**2. Voting**

- (a) Each represented jurisdiction/entity of the FMPO shall have the following assigned number of votes:

<u>Jurisdiction</u>	<u>Number of Votes</u>
City of Flagstaff	3
Coconino County	2
ADOT [State Transportation Board]	1
Total	6

- (b) Business will not be conducted without representation from all three FMPO member units.
- (c) The number of votes, including proxies, a voting member carries from her/his jurisdiction must be stated during the Call to Order.
- (d) Proxy votes are to be in writing and attached to the Minutes.
- (e) Any conflict of interest must be stated prior to discussion of that particular agenda item.
- (f) A majority of the voting quorum will constitute passage. A tie is a failure to pass.

**3. Officers**

- (a) The members of the FMPO shall elect the following officers: Chairperson, Vice Chairperson and Secretary-Treasurer. In the absence of any EB Chair, or upon her/his inability to act or serve, the Secretary-Treasurer shall have the powers of the Chairperson. The Chairperson, Vice Chairperson and Secretary-Treasurer will serve without compensation and shall serve for a period of one year, renewable.
- (b) The EB Chairperson shall be able to vote on all matters before the FMPO. She/he shall sign on behalf of the FMPO all documents requiring signatures and shall perform all other duties required of the Chairperson. The FMPO EB may delegate to the Executive Director of the FMPO such signatures it deems appropriate and/or necessary.
- (c) The FMPO Secretary-Treasurer shall have the custody and control of the funds, and shall report the state of the finances of the FMPO at the close-out of the federal fiscal year. She/he shall have the responsibility

for keeping the minutes and such books, resolutions, or other services that may be required by the FMPO. She/he shall perform other such services as required by the FMPO and shall serve without compensation. The FMPO EB may delegate to an employee, or employees, of the FMPO any or all of the duties and powers of the Secretary-Treasurer.

- (d) If required by the FMPO, the Secretary-Treasurer, and/or any employee, or retained consultant so delegated any or all of her/his functions, shall give the FMPO a bond in such sum, and with such surety or sureties as shall be satisfactory to the FMPO, for the faithful performance of the duties of this office.
- (e) Elected officers of the FMPO shall serve on a rotation basis of voting entity. When the Chairperson or Vice Chairperson's position is vacated, respectively the Vice Chairperson assumes the position of Chairperson and the Secretary-Treasurer assumes the position of Vice Chairperson. The EB must then elect another EB voting member to the vacant office of Secretary-Treasurer. Any modification to this requirement must be unanimously approved by the FMPO EB.
- (f) At any one time three elected officers on the Executive Board must be from three different jurisdictions. Any modification to this requirement must be unanimously approved by the FMPO EB.

4. **Responsibilities**

- (a) The FMPO EB is responsible for all actions, agreements, and functions to be carried out by the Flagstaff Metropolitan Planning Organization, including:
  - (1) serving in a review capacity to insure that all Federal and state assisted development projects are consistent with integrated regional transportation plans and programs;
  - (2) accepting contributions and grants-in-aid;
  - (3) contracting with the Federal Government for planning assistance and other transportation-related planning projects, products, and services; and
  - (4) contracting with other state and local entities and consultants for the provision and receipt of planning or associated products or services.

- (b) The FMPO is responsible for development of the following essential products:
  - (1) Regional Transportation Plan;
  - (2) Transportation Improvement Program, fiscally constrained;
  - (3) Title VI Civil Rights Review;
  - (4) Unified Planning Work Program (UPWP) /Budget; and
  - (5) Audit of FMPO.
- (c) Other products deemed essential may be authorized by the EB, and specified in the UPWP.

5. Meetings

- (a) The EB of the FMPO shall follow the Open Meeting Laws of Arizona.
- (b) Parliamentary procedure at all meetings shall be governed by Robert Rules of Order, except as otherwise modified herein or unless the rules are suspended by a majority of the voting quorum.
- (c) A quorum shall be required for the conduct of any business. A representative of each of the three voting entities and a majority of voting members shall constitute a quorum for the transaction of business.
- (d) The FMPO EB shall meet regularly once each month on the fourth Thursday of each month at 4:00 P.M., unless determined otherwise by the EB Chairperson or majority vote of the EB. The time, date, and location of regular meetings will be posted at least twenty-four hours in advance. The notices of the meetings shall conform to the Open Meeting Laws of Arizona. Members will be notified of all meetings.

B. TECHNICAL ADVISORY COMMITTEE (TAC)

The FMPO's Technical Advisory Committee (TAC) is composed of technical and/or managerial staff representatives from each of the participating agencies. In addition, there may be one or more ex-officio non-voting representative each from the FHWA and FTA. Additional organizations may be added in the future by EB Directive for ex-officio non-voting status. Each ex-officio non-voting member must be approved by her/his respective agency.

The TAC has authority and primary responsibility to conduct technical reviews and analyses regarding all work activities of the UPWP, and any related issues as specified by the FMPO's EB, and to so advise the EB on appropriate actions to

be taken. The TAC works closely with the FMPO staff, providing guidance and direction for development of the annual UPWP/Budget and work activities defined therein.

Procedures and relevant positions of the EB are applicable by reference to the TAC.

**1. Membership**

- (a) Voting membership on the FMPO TAC shall be as follows:

City of Flagstaff - Three positions:

Community Development Director  
Traffic Engineer  
Transportation Planner

Coconino County - Two positions:

Community Development Director  
Community Resources Coordinator

ADOT - One position:

Transportation Planning Group Director

The person in each of the above named positions may, by a written statement to the Chairpersons of the EB and the TAC, designate a regular alternate. Non-regular alternates (i.e. for a particular meeting) must be declared when the meeting is Called to Order.

- (b) The TAC will seek public participation.

**2. Voting**

- (a) Each of the TAC members occupying the positions listed in Section III.B.1(a) will have one vote.
- (b) If all TAC members from a voting entity are not present, the number of votes, including proxies, that a voting member carries from her/his entity must be stated during the Call to Order.
- (c) Proxy votes are to be in writing and attached to the Minutes.

- (d) Any conflict of interest must be stated prior to discussion of that particular agenda item.

**3. Officers**

- (a) The members of the TAC shall elect a Chairperson and a Vice Chairperson. Each shall serve without compensation and, for a period of one year, renewable. In the absence of the Chairperson, or upon her/his inability to act or serve, the Vice Chairperson shall assume the duties of the Chairperson.
- (b) Elected officers of the TAC shall serve on a rotation basis, whereby when the Chairperson's position is vacated, the Vice Chairperson assumes the position of Chairperson. The TAC must then elect another TAC member to serve as Vice Chairperson.
- (c) The TAC's Chairperson and Vice Chairperson, respectively, shall be from jurisdictions other than those same officers' jurisdictions on the FMPO EB.
- (d) At any one time, the TAC Chairperson and Vice Chairperson must be from two different voting entities.

**4. Responsibilities**

The FMPO TAC shall be responsible for reviewing, studying, analyzing, and as appropriate, making recommendations to the FMPO EB on issues germane to the FMPO.

**5. Meetings**

- (a) The FMPO TAC shall follow the Open Meeting Law of Arizona.
- (b) Parliamentary procedure at all meetings shall be governed by Robert Rules of Order, except as otherwise modified herein or unless the Rules are suspended by a majority of the voting quorum.
- (c) A quorum shall be required for the conduct of any business. A representative of each of the three voting entities and a majority of the voting members shall constitute a quorum for the transaction of business.
- (d) The FMPO TAC shall meet regularly once each month on the first Thursday, unless determined otherwise by the Chairperson of the

TAC or by a majority of the voting quorum. Members will be notified of all meetings.

#### **IV. FINANCES**

##### **A. FISCAL YEAR**

The FMPO's fiscal year shall commence on October 1 of each year.

##### **B. FUNDING**

The FMPO shall have the power to receive funds from any public or private source including, but not limited to, the federal, state and local governments, voluntary associations, non-profit corporations, firms, partnerships, or person or any combination thereof, bequests, donations, devices, grants and gifts of all kinds of property.

##### **C. AUDIT**

The Secretary-Treasurer shall call for an annual audit of the financial affairs of the FMPO to be made by a certified public accountant selected by the voting members of the FMPO at the end of each federal fiscal year. The audit report shall be made available to all FMPO members.

#### **V. SPECIAL COMMITTEES**

##### **A. FORMATION**

1. Special FMPO committees may be created by the FMPO EB as deemed necessary. A special committee may be either an ad hoc committee for a specific work task or a standing committee for one or more work tasks. Any such special committee will be responsible to the FMPO EB.
2. At the direction of respectively the Chairpersons of the EB, and the TAC, subcommittees may be formed to investigate some particular work task/issue germane to the FMPO.

##### **B. POWERS AND DUTIES**

The FMPO EB shall define the duties, and authorize the power of all special committees. Special committees shall follow parliamentary procedures as defined in these Bylaws for the EB and TAC. Special committees, unless membership consists exclusively of employees of the member jurisdictions, shall observe the Open Meeting Laws of Arizona.

C. MEMBERSHIP

Membership on a special committee shall be determined by the FMPO EB and/or the TAC. The FMPO EB and/or the TAC may appoint, at its discretion, any individual it deems qualified to serve on a special committee.

VI. AMENDMENT OF BY-LAWS

These By-Laws can be amended by a majority of the voting quorum of the FMPO EB at any scheduled meeting.

VII. FMPO STAFF

The FMPO staff consists of an Executive Director and supporting staff personnel. Selection, termination, and resignation procedures are covered in the City of Flagstaff Personnel Procedures adopted February 3, 1981.

PASSED AND ADOPTED by the Flagstaff Metropolitan Planning Organization on this \_\_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_, Chairperson  
Flagstaff Metropolitan Planning Organization

\_\_\_\_\_  
Notary

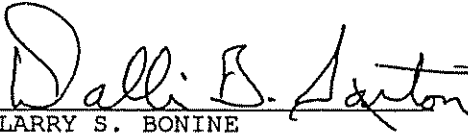


JPA 96-121

RESOLUTION

BE IT RESOLVED on this 3d day of September 1996, that I, the undersigned LARRY S. BONINE, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Intermodal Transportation Division, enter into an agreement with the City of Flagstaff and Coconino County to establish the Flagstaff Metropolitan Planning Organization.

Therefore, authorization is hereby granted to draft said agreement which, upon completion, shall be submitted to the Director, Arizona Department of Transportation for approval and execution.

  
for LARRY S. BONINE  
Director

RESOLUTION NO. 2070

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AUTHORIZING THE ESTABLISHMENT OF A METROPOLITAN PLANNING ORGANIZATION AS PROVIDED FOR IN THE PROVISIONS OF 23 UNITED STATES CODE (USC) 134 AND 49 USC 5303.

WHEREAS, the Flagstaff area has been designated as an urbanized area as a result of the 1995 Mid-Decennial Census; and

WHEREAS, in order to receive and use both the Federal Highway Administration and Federal Transit Administration funds as provided for in the provisions of 23 USC 134 and 49 USC 5303 within the urbanized area, certain organizational arrangements and planning requirements must be undertaken;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1: The City Council authorizes the establishment of a Metropolitan Planning Organization.

SECTION 2: The City Council authorizes City of Flagstaff participation in the formation of the Metropolitan Planning Organization.

SECTION 3: To promote both continuity and participation in the long range planning, the area included in the Metropolitan Planning Organization will be designated as shown on Exhibit "A" and "A-1".

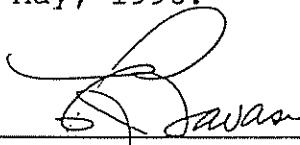
SECTION 4: The Metropolitan Planning Organization shall be administered by a board composed of representatives of the City of Flagstaff, Coconino County, and the Arizona Department of Transportation (ADOT) (the Board).

SECTION 5: Each representative organization of the Board shall have the following assigned number of votes:

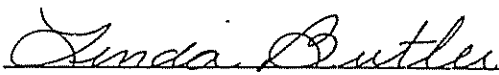
City of Flagstaff	3
Coconino County	2
ADOT	1

SECTION 6: This Resolution shall take effect and become operative from and after its passage by the City Council and signature of the Mayor.


PASSED AND ADOPTED by the Council and approved by the Mayor of the City of Flagstaff, this 21st day of May, 1996.

  
\_\_\_\_\_  
MAYOR

ATTEST:

  
\_\_\_\_\_  
CITY CLERK

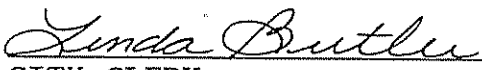
APPROVED AS TO FORM:

  
\_\_\_\_\_  
CITY ATTORNEY

CERTIFICATION

I, LINDA BUTLER, City Clerk of the City of Flagstaff, Arizona, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 2070 including Exhibits "A" and "A-1", adopted by the Flagstaff City Council at their Meeting held May 21, 1996.

IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official Seal of the City of Flagstaff, this 22nd day of May, 1996.

  
\_\_\_\_\_  
CITY CLERK

(SEAL)

## EXHIBIT A

Five hundred and twenty five square miles, more or less, situated in Coconino County, Arizona, more particularly described as follows;

BEGINNING at the southeast corner of Section 26, Township 20 North, Range 9 East, Gila and Salt River Meridian (G&SRM);

Thence westerly along the south line of Sections 26 through 30, Township 20 North, Range 9 East, G&SRM, the south line of Sections 25 through 30, Township 20 North, Range 8 East, G&SRM, the south line of Sections 25 through 30, Township 20 North, Range 7 East, G&SRM, the south line of Sections 25 through 30, Township 20 North, Range 6 East, G&SRM, and the south line of Sections 25 and 26 Township 20 North, Range 5 East, G&SRM, to the southwest corner of said Section 26, Township 20 North, Range 5 East;

Thence northerly along the west line of Sections 26, 23, 14, 11, and 2, Township 20 North, Range 5 East, G&SRM, to the northwest corner of said Section 2, Township 20 North, Range 5 East;

Thence easterly along the north line of said Section 2 to the southwest corner of Section 35, Township 21 North, Range 5 East, G&SRM;

Thence northerly along the west line of Sections 35, 26, 23, 14, 11, and 2, Township 21 North, Range 5 East, G&SRM, the west line of Sections 35, 26, 23, 14, 11, and 2, Township 22 North, Range 5 East, G&SRM, the west line of Sections 35, 26, 23, and 14, Township 23 North, Range 5 East, G&SRM, to the northwest corner of said Section 14, Township 23 North, Range 5 East;

Thence easterly along the north line of Sections 14 and 13, Township 23 North, Range 5 East, G&SRM, the north line of Sections 18 through 13, Township 23 North, Range 6 East, G&SRM, the north line of Sections 18 through 13, Township 23 North, Range 7 East, G&SRM, to the northeast corner of said Section 13, Township 23 North, Range 7 East;

Thence northerly along the west line of Section 18, Township 23 North, Range 8 East, G&SRM, to the northwest corner of said Section 18;

Thence westerly along the northerly line of Sections 18 through 13, Township 23 North Range 8 East, G&SRM, to the northeast corner of said Section 13;

Thence southerly along the east line of said Section 13 to the northwest corner of Section 18, Township 23 North, Range 9 East, G&SRM;

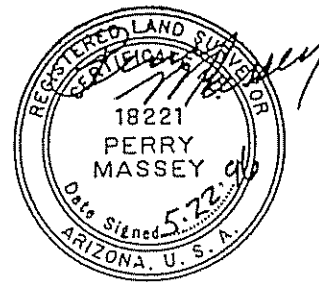
Thence easterly along the north line of Sections 18 through 14, Township 23 North, Range 9 East, G&SRM, to the northeast corner of said Section 14, Township 23 North, Range 9 East;

Thence southerly along the east line of Sections 14, 23, 26, and 35, Township 23 North, Range 9 East, G&SRM, the east line of Sections 2, 11, 14, 23, 26, and 35, Township 22 North, Range 9 East, G&SRM, and the east line of Sections 2, 11, 14, 23, 26, and 35, Township 21 North, Range 9 East, G&SRM, to the southeast corner of said Section 35, Township 21 North, Range 9 East;

Thence westerly along the south line of said Section 35, Township 21 North, Range 9 East, G&SRM, to the northeast corner of Section 2, Township 20 North, Range 9 East, G&SRM;

Thence southerly along the east line of Sections 2, 11, 14, 23, and 26, Township 20 North, Range 9 East, G&SRM, to the southeast corner of said Section 26, Township 20 North, Range 9 East, and the POINT OF BEGINNING.

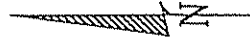
All shown on the attached Exhibit A-1, which is made a part hereof by this reference.



MPO  
DESCRIPTIVE TITLE

10-96015  
C.O.F. FILE NO.

# FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION BOUNDARY (525 +/- SQUARE MILES)



N.T.S.  
Gila & Salt River Meridian,  
Coconino County, Arizona.

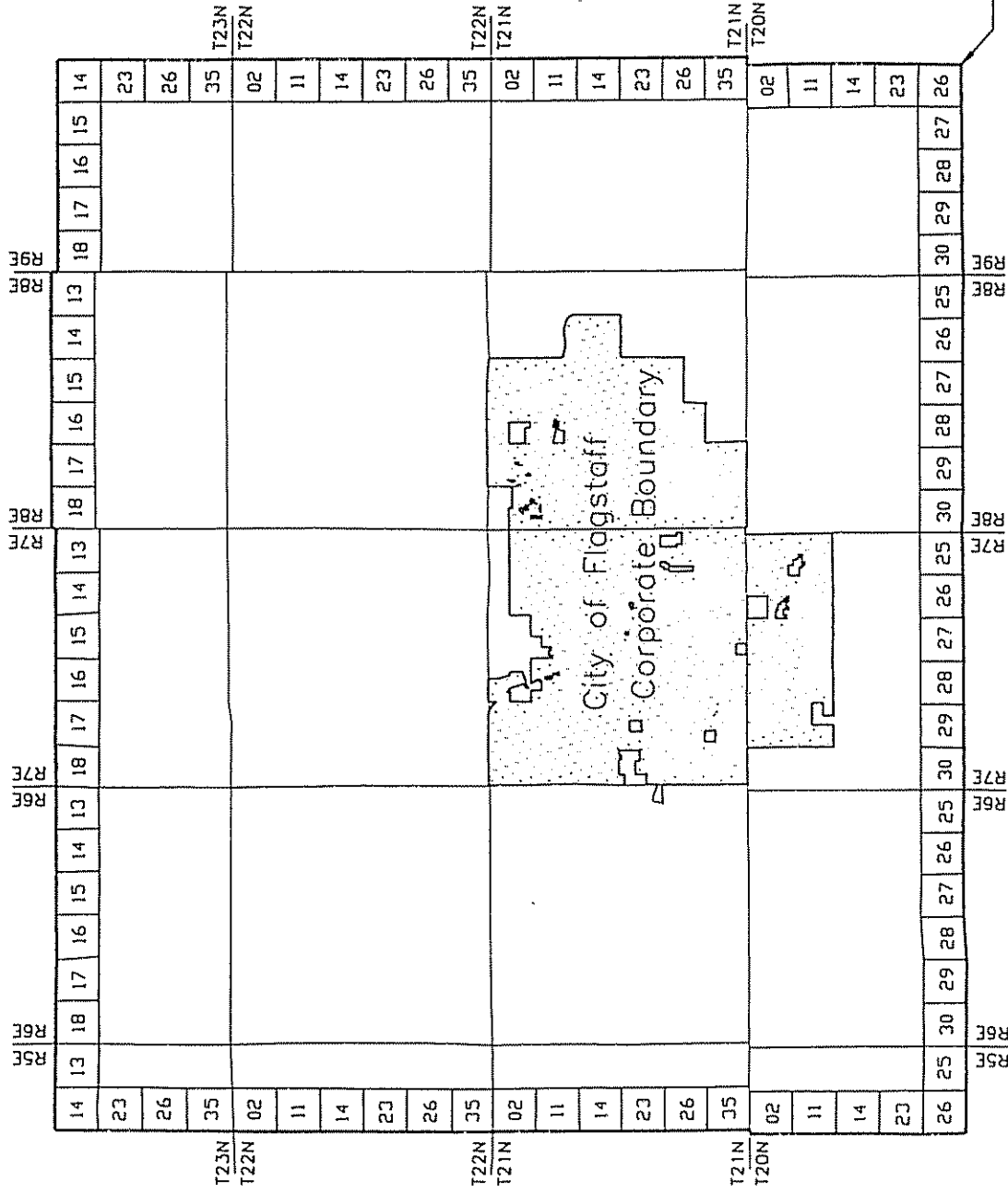
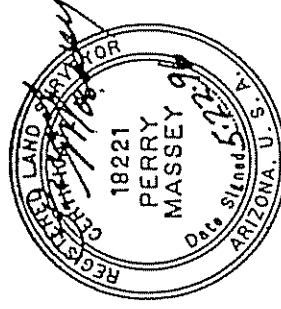


EXHIBIT A-1	CITY OF FLAGSTAFF	Drawn by: R. BLACK
CITY FILE NO. 10-96015	ENGINEERING DIVISION	Date: 5/14/96

RESOLUTION NO. 2104.

A RESOLUTION AUTHORIZING THE FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION (FMPO) THE RIGHT TO CONTRACT FOR FMPO ORGANIZATIONAL, PLANNING, AND RELATED MATTERS.

WHEREAS, the FMPO is authorized to be established by Resolution No. 2070, as provided for in the provisions of 23 United States Code (USC) 143 and 49 USC 5303; and

WHEREAS, the FMPO may receive and use U.S. Department of Transportation or State of Arizona funds for Metropolitan Area transportation planning, programming, and implementation;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1: The City Council authorizes the FMPO to enter into Intergovernmental Agreements to act as its agent pertaining to FMPO organizational, planning, and related matters.

SECTION 2: The City Council authorizes the FMPO to contract with the Federal Government for planning assistance and other transportation planning related projects, products, and services.

SECTION 3: The City Council authorizes the FMPO to contract with State and local entities and consultants for the provision and receipt of planning or associated products or services.

SECTION 4: This Resolution shall take effect and become operative from and after its passage by the City Council and signature of the Mayor.

PASSED AND ADOPTED by the Council and approved by the Mayor of the City of Flagstaff, this 19th day of August, 1996.

  
MAYOR

ATTEST:

  
CITY CLERK

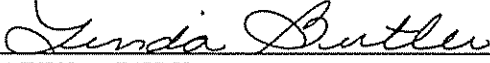
APPROVED AS TO FORM:

  
CITY ATTORNEY

CERTIFICATION

I, LINDA BUTLER, City Clerk of the City of Flagstaff, Arizona, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 2104, adopted by the Flagstaff City Council at their Meeting held August 19, 1996.

IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official Seal of the City of Flagstaff, this 22nd day of August, 1996.

  
CITY CLERK

(SEAL)



COCONINO COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 96-32

**AUTHORIZING THE ESTABLISHMENT OF A METROPOLITAN  
PLANNING ORGANIZATION AS PROVIDED FOR IN THE PROVISIONS  
OF 23 UNITED STATES CODE (USC) 134 AND USC 5303**

WHEREAS, the Flagstaff Area has been designated as an urbanized area as a result of the 1995 Mid-Decennial Census; and

WHEREAS, in order to receive and use both the Federal Highway Administration and the Federal Transit Administration funds as provided for in the provisions of 23 USC 134 and 49 USC 5303 within the urbanized area, certain organizational arrangements and planning requirements must be undertaken;

NOW, THEREFORE, be it resolved by the Board of Supervisors of the County of Coconino as follows:

Section 1. The Board of Supervisors authorizes the establishment of a Metropolitan Planning Organization.

Section 2. The Board of Supervisors authorizes Coconino County participation in the formation of the Metropolitan Planning Organization.

Section 3. To promote both continuity and participation in the long range planning, the area included in the Metropolitan Planning Organization will be as shown on the attached map, which includes 525 square miles and extends from Bellemont on the west to Winona on the east, and from Kachina Village and Mountainaire on the south to the north of the San Francisco Peaks.

Section 4. The Metropolitan Planning Organization shall be administered by a board composed of representative(s) of Coconino County, City of Flagstaff and ADOT.

Section 5. Each representative organization of the board shall have the following assigned number of seats:

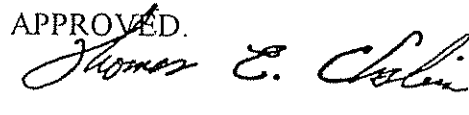
Coconino County	<u>2</u>
City of Flagstaff	<u>3</u>
ADOT	<u>1</u>

PASSED AND ADOPTED by the Board of Supervisors of Coconino County, Arizona, this 20th day of May, 1996.

ATTEST:

  
Clerk of the Board

APPROVED:

  
Chairman of the Board

COCONINO COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 96-59

**AUTHORIZING THE FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION (FMPO)  
THE RIGHT TO CONTRACT ON ITS BEHALF FOR FMPO ORGANIZATIONAL, PLANNING  
AND RELATED MATTERS**

WHEREAS, the FMPO is authorized to be established by Resolution No. 96-32, as provided for in the provisions of 23 United States Code (USC) 134 and 49 USC 5303; and

WHEREAS, the FMPO may receive and use U.S. Department of Transportation or State of Arizona funds for Metropolitan Area transportation planning, programming and implementation;

NOW, THEREFORE, be it resolved by the Board of Supervisors of the County of Coconino as follows:

Section 1. The Board of Supervisors authorizes the FMPO to enter into Intergovernmental Agreements to act as its agent pertaining to FMPO organizational, planning and related matters.

Section 2. The Board of Supervisors authorizes the FMPO to contract with the Federal Government for planning assistance and other transportation related planning projects, products and services.

Section 3. The Board of Supervisors authorizes the FMPO to contract with state and local entities and consultants for the provision and receipt of planning or associated products or services.

PASSED AND ADOPTED by the Board of Supervisors of Coconino County, Arizona, this 19th day of August, 1996.

APPROVED:

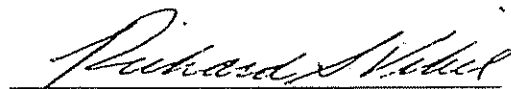
  
Chairman of the Board

ATTEST:

  
Clerk of the Board

Approved as to form and within the  
powers of the Coconino County Board  
of Supervisors

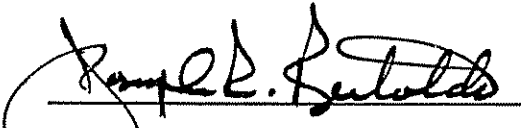
Terence C. Hance  
Coconino County Attorney

  
Deputy County Attorney

APPROVAL OF THE CITY OF FLAGSTAFF ATTORNEY

I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, INTERMODAL TRANSPORTATION DIVISION, and the CITY OF FLAGSTAFF and declare this agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona. No opinion is expressed as to the authority of the State to enter into this agreement.

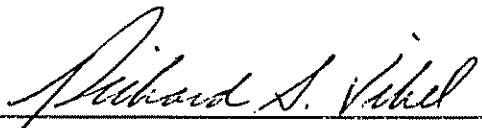
DATED this 3rd day of SEPTEMBER, 1996.

  
\_\_\_\_\_  
City Attorney

APPROVAL OF THE COCONINO COUNTY ATTORNEY

I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, INTERMODAL TRANSPORTATION DIVISION, and COCONINO COUNTY and declare this agreement to be in proper form and within the powers and authority granted to the County under the laws of the State of Arizona.

DATED this 3rd day of SEPTEMBER 1996.

  
\_\_\_\_\_  
County Attorney **DEPUTY**



STATE OF ARIZONA

OFFICE OF THE ATTORNEY GENERAL

1275 WEST WASHINGTON, PHOENIX 85007-2926

TRN Main: 542-1680

Direct: 542-8837

Fax: 542-3646

MAIN PHONE: 542-5025

TELECOPIER: 542-4085

GRANT WOODS  
ATTORNEY GENERAL

### INTERGOVERNMENTAL AGREEMENT DETERMINATION

A.G. Contract No. KR96-1869-TRN, an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 9th day of September, 1996.

GRANT WOODS  
Attorney General

JAMES R. REDPATH  
Assistant Attorney General  
Transportation Section

JRR:lsr  
[982]